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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATION UNDER 37 CFR §1.10

Thereby certify that this COMMUNICATION IN RESPONSE TO NOTICE OF MISSING PARTS and the documents referred to as enclosed therein are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service, Express Mail Label No. TB836951247US, under 37 CFR 1.10, on the date indicated below and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, Attn: Application Processing Division, Special Processing and Correspondence Branch, on the date written below.

April C. Logan Reg. No. 33,950

Applicant: Cochrane, et al.

Applicant: Cochrane, et al.

Serial No.: 08/419,824

Filed: April 11, 1995

For: PULMONARY SURFACTANT PROTEINS AND RELATED POLYPEPTIDES

Date of Deposit

Date of Deposit

Date of Deposit

Croup Art Unit:

Unassigned

Date of Deposit

Our Ref. No.

TSRI 147.2 Con 2

COMMUNICATION IN REPLY TO NOTICE OF MISSING PARTS

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Attn: Application Processing Division,

Special Processing and Correspondence Branch

Sir:

In response to the Notice of Missing Parts mailed June 16, 1995, Applicants note that the Declaration signed by applicant that refers to the above application was filed on June 22, 1995, prior to receipt of the Notice of Missing Parts. True and correct copies of the Declaration, Communication and supporting documents as filed on 6/22/95 are submitted herewith.

A copy of the Notice of Missing parts mailed 6/16/95 is also enclosed. As noted on the attached copy of the Notice, said Notice was not received by Applicants until 6/26/95, four days after the signed Declaration had already been filed. Therefore, as the Declaration should already have been made of record

Serial No.: 08/419,824 -2- EXP. MAIL NO. TB836951247US Filed: July 5, 1995

herein, Applicants believe that a further response to the Notice of Missing Parts is moot.

Since the signed Declaration has already been submitted, as evidenced by the true and correct copies of the as-filed documents submitted herewith, Applicants believe no fee payments are due herein. In the event the PTO determines that a fee is required, the Commissioner is authorized to charge payment of any additional fee concerning this matter to our Deposit Account No. 19-0962.

Respectfully submitted,

April C. Logan, Reg. No. 33,950

THE SCRIPPS RESEARCH INSTITUTE 10666 North Torrey Pines Road Mail Drop TPC 8 La Jolla, California 92037 (619) 554-2937

ACL\C:\WP\OA\SCR-1652.NMP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATION UNDER 37 CFR §1.10

reby certify that this COMMUNICATION and the documents referred to as enclosed therein are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service, Express Mail Label No. TB836951291US, under 37 CFR 1.10, on the date indicated below and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, Attn: Application Processing Division, Special Processing and Correspondence Branch, on the date written below.

Logato/, Reg. No. 33,950

of Deposit

Applicant: Cochrane, et al.

Group Art Unit: Unassigned

Serial No.:

08/419,824

Examiner: Unassigned

Filed: April 11, 1995

Our Ref. No.

For: PULMONARY SURFACTANT

PROTEINS AND RELATED

147.2 Con 2

POLYPEPTIDES

June 22, 1995

COMMUNICATION

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Attn: Application Processing Division,

Special Processing and Correspondence Branch

Sir:

In conjunction with the above-referenced application filed 4/11/95, enclosed is a Declaration signed by applicant that refers to the above application.

It is believed that no additional fees are required. event a fee payment is deemed to be required, the Commissioner is authorized to charge said fees to our Deposit Account No. 19-0962.

Respectfully submitted,

THE SCRIPPS RESEARCH INSTITUTE 10666 North Torrey Pines Road Mail Drop TPC 8 La Jolla, California (619) 554-2937

ACL\C:\WP\OA\SCR-1652.CM1

Date mailed: 6/22/95

THE UNITED STATES PATENT AND TRADEMARK OFFICE IS REQUESTED TO IMPRESS ITS STAMP ON THIS CARD AND PLACE SAME IN THE OUT-GOING MALL TO SHOW THE OUT Ref No.: 147.2 Con 2 FOLLOWING PAPERS HAVE BEEN RECEIVED:

SCR 1652P

Applicant: Cochrane, et al. Serial No.: 08/419,824 Filed: April 11, 1995

Title: PULMONARY SURFACTANT PROTEINS AND RELATED POLYPEPTIDES

Enclosed:

- Communication (1 pg)

- Original Executed Declaration and Power of Attorney (2 pgs)

- Certification Under 37 CFR 1.10

"EXPRESS MAIL" LABEL NO 1883695 291US